THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 4058 of 2007

01-03-2007

Between:-

P.V.R.S. Kumar

Petitioner

And

State of Andhra Pradesh,
rep., by its Principal Secretary,
Municipal Administration and Urban Development Department,
Hyderabad and another.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 4058 of 2007

Oral order:

Petitioner claims entitlement to compensation for acquisition of land in survey Nos. 194, 217, 218, 219, 220, 221, 222, 223 and 230-A in an extent of Ac.59-05; 08-19 and 10-00 situated in Sri Nagar village, Maheshwaram mandal, Ranga Reddy district. The draft notification and draft declaration have set out the name of Dr. Srinivas Rao as pattedar/occupant of the lands. Petitioner claims to exclusive entitlement to ownership, possession and right to compensation in respect of the land. Certain disputes between the parties are subject matter of litigation elsewhere, an area not relevant to this *lis*. The petitioner has lodged his objections and a claim for

compensation on 26-02-2007 to the second respondent. The petitioner apprehends that the second respondent would pay the compensation amount to the acquired lands to Dr. Srinivas Rao whose name figures in the proceedings under the Land Acquisition Act, 1894 (for short 'the Act') and thus he would be deprived of the right to compensation.

Sri Rajagopal Rao, learned counsel for the second respondent states on instructions, that the second respondent will not disburse the compensation to Dr. Srinivas Rao without recording a decision on the petitioner's objections and claim to compensation. The second respondent would either defer the passing of award or would deposit the compensation amount in the civil court under Section 30 of the Act.

In the light of the submissions made by Sri Rajagopal Rao on behalf of the second respondent, which has been recorded above, the petitioner's apprehension has no basis. The petitioner does not have a surviving grievance.

The writ petition is accordingly dismissed as 'infructuous'. No costs.

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GODA RAGHURAM, J

Dated:01-03-2007
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